

STATES OF JERSEY ORDER PAPER

Tuesday 15th July 2008

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

C. DOCUMENTS PRESENTED OR LAID

Criminal Injuries Compensation Board: Report and Accounts for 2007. R.74/2008.
Presented: 10th July 2008.
Minister for Home Affairs.

The Role and Funding of Jersey Finance Limited: report of the Economic S.R.6/2008.
Affairs Scrutiny Panel (S.R.6/2008) – response of the Minister for Economic Res.
Development.
Presented 10th July 2008.
Minister for Economic Development.

D. NOTIFICATION OF LODGED PROPOSITIONS

E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – Written Questions *(attached)*

1. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding costs incurred by the Jersey Heritage Trust for the amphibious vessel service to Elizabeth Castle.
2. The Minister for Economic Development will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding charges levied by airlines at Jersey Airport.
3. The Chairman of the Comité des Connétables will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding the creation of a parish social secretary.
4. The Chief Minister will table an answer to a question asked by Deputy R.G. Le Hérisser of St. Saviour regarding 1(1)(k) residents.
5. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy R.G. Le Hérisser of St. Saviour regarding the use of the Greenfields playing field.

6. The Minister for Planning and Environment will table an answer to a question asked by Deputy R.G. Le Hérisse of St. Saviour regarding the 'enabling development' policy.
7. The Minister for Treasury and Resources will table an answer to a question asked by the Deputy of St. Martin regarding the human rights status of the draft Howard Davis Farm (Jersey) Law 200-.
8. The Minister for Home Affairs will table an answer to a question asked by the Deputy of St. Martin regarding the human rights status of the draft Customs and Excise (Amendment No. 6) (Jersey) Law 200-.
9. The Minister for Health and Social Services will table an answer to a question asked by the Deputy of St. Martin regarding the human rights status of the draft Mental Health (Amendment No.2) (Jersey) Law 200-.
10. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. Martin regarding the human rights status of the draft Shipping(Amendment No. 2) (Jersey) Law 200-.
11. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. Martin regarding the human rights status of the draft Companies, Takeovers and Merger Panel (Jersey) Law 200-.
12. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. Martin regarding the human rights status of the draft Limited Partnerships (Amendment) (Jersey) Law 200-.
13. The Minister for Planning and Environment will table an answer to a question asked by the Deputy of St. Martin regarding the human rights status of the draft Water (Amendment No.3) (Jersey) Law 200-.
14. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding fume extraction at Liberation Station.
15. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the proposed sunken road on the Waterfront.
16. The Minister for Economic Development will table an answer to a question asked by Deputy A. Breckon of St. Saviour regarding the Jersey Tourism website.
17. The Minister for Treasury and Resources will table an answer to a question asked by Deputy A. Breckon of St. Saviour regarding the 2007 Financial Report and Accounts.
18. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the tax raised from 1(1)(k) residents.
19. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding increase to Income Support to compensate for GST.
20. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the annual GST revenue target.
21. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding GST savings in respect of medical supplies and services.
22. The Minister for Social Security will table an answer to a question asked by Deputy G.P.

Southern of St. Helier regarding the assessment of the impact of the new Income Support system.

23. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the political eligibility of public sector employees.
24. The Minister for Planning and Environment will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the construction of one bedroom flats in the Island.
25. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding GCSE benchmarks.
26. The Minister for Economic Development will table an answer to a question asked by Deputy A. Breckon of St. Saviour regarding the new Tourism offices.

(b) – Oral Questions

(90 minutes)

1. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Chief Minister –

“Following his response to a question on 11th March 2008, does the Chief Minister intend to bring legislation establishing a whistleblowing office to the Assembly and if so, when?”
2. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Chief Minister –

“Would the Chief Minister state whether he continues to have confidence in the Managing Director of the Waterfront Enterprise Board?”
3. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Treasury and Resources –

“Further to his response to an oral question on 1st July 2008, would the Minister consider removing or lowering the impôt duty on road fuel to prevent transportation and food prices rising still further?”
4. Deputy S.S.P.A. Power of St. Brelade will ask the following question of the Minister for Housing –

“Can the Minister confirm how many ‘j’ category residents have exercised their right to buy ‘j’ category accommodation in the years 2005, 2006 and 2007, following changes to Housing policy, allowing them the right to buy property in Jersey immediately?”
5. Deputy S.C. Ferguson of St. Brelade will ask the following question of the Minister for Economic Development –

“Will the Minister explain what level of importance he is attaching to the report on a 3rd supermarket by the JCRA in view of the criticism by the Jersey Chamber of Commerce?”
6. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Treasury and Resources –

“In light of the results of the most recent survey of financial institutions, does the Minister consider that further growth of profits in FSI with consequent increases in tax revenues is probable this year?”

7. The Deputy of St. Martin will ask the following question of the Minister for Planning and Environment –

“How will the Minister reconcile current planning considerations/restrictions with the agreed incinerator building, particularly with regard to size and appropriateness of site, without frustrating its development?”

8. Deputy R.G. Le Hérisier of St. Saviour will ask the following question of the Minister for Transport and Technical Services –

“Are the costs associated with the bus texting service and the relocation of buses to the Albert Quay incorporated within the renewed contract entered into with Connex and, if not, who bears these costs and how much are they?”

9. Deputy P.N. Troy of St. Brelade will ask the following question of the Minister for Health and Social Services –

“Given the Medical Officer of Health’s concerns regarding Bellozanne emissions, would the Minister explain why he has not requested the Law Officers to consider prosecuting Transport and Technical Services under existing Health laws, why directives have not been issued to curb the input of metals and other toxic materials into the incinerator to reduce toxic emissions from the chimney and what action, if any, the Minister proposes to take?”

10. Senator S. Syvret will ask the following question of H.M. Attorney General –

“As this is the last States meeting before the summer recess, will the Attorney General enquire of each Connétable their electoral intentions and inform the Assembly of those Connétables who are retiring, those Connétables who will be standing down to seek re-election, and, if relevant, any Connétable who will not be standing down and will, instead, be continuing their present term of office?”

11. Deputy S.C. Ferguson of St. Brelade will ask the following question of the Minister for Housing-

“Has the Minister yet obtained the figures for properties owned by non residents?”

12. Deputy P.N. Troy of St. Brelade will ask the following question of the Minister for Transport and Technical Services –

“Will the Minister undertake to circulate a list of materials being put into the Bellozanne incinerator to Members, listing annual tonnage and grading the toxicity levels of each type of material, and suggest which toxic materials could be withdrawn from the incinerator input process within 6 months, and will he detail the current procedures for the disposal of ash/fly

ash from the incinerator, and provide the frequency of toxicity testing?”

13. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Planning and Environment –

“Is the Minister satisfied that the Island Plan Review: Strategic Options green paper contains open rather than leading questions and will he advise what bodies were involved in drafting the questions?”

14. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Transport and Technical Services –

“Would the Minister inform members when the repairs to the breach in the south coast sea wall will be complete?”

15. Deputy P.V.F. Le Claire of St. Helier will ask the following question of the Minister for Health and Social Services –

“Given that the Medical Officer of Health has called for an up to date food hygiene law following several incidents of food poisoning in the Island, what action, if any, is being taken to implement one as soon as possible and will labels on food which indicate ‘best before’ and ‘sell by’ dates be included in any such legislation?”

16. Deputy J.A. Martin of St. Helier will ask the following question of the Chief Minister –

“Can the Minister advise Members whether the definitive inward Migration figure that the States will be asked to decide from the current scenarios put forward, will replace the 1% growth or 500 jobs per year agreed during the Migration policy debate (P25/2005 refers) or will both figures run alongside each other?”

(c) – Questions to Ministers without notice (30 minutes) -

1st question period – Minister for Social Security

2nd question period – Chief Minister

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS

M. ARRANGEMENT OF PUBLIC BUSINESS

The order of Public Business for 15th July and Arrangement of Public Business for subsequent States meetings will be circulated separately on Friday 11th July 2008, following the conclusion of the current States meeting.

M.N. DE LA HAYE
Greffier of the States

14th July 2008

Note –

In accordance with the meeting dates fixed for 2008 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 16th, Thursday 17th and Friday 18th July 2008.

WRITTEN QUESTIONS

(See Item I(a))

1. The Minister for Education, Sport and Culture will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade -

“Can the Minister confirm the overall invoiced costs to the end of June 2008 for the year 2008 for repairs, maintenance, parts and labour charges incurred by Jersey Heritage Trust to the ongoing running costs of the Charming Betty and Charming Nancy, billed by Deveau Commercials Limited, and any other sub-contractor, mechanic or repair facility hired by JHT for the maintenance of the above two named vessels/vehicles?”

2. The Minister for Economic Development will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade -

“Is the Minister prepared to obtain information from the individual airlines operating out of Jersey Airport showing the charges levied by them under the following headings:

- (a) charges by airlines using a normal bank debit card;
- (b) charges by airlines using a normal bank credit card;
- (c) any other charges by airlines either per passenger, per passenger leg or per booking?”

3. The Chairman of the Comité des Connétables will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade -

“Would the Chairman undertake to ask the Comité des Connétables to consider the possibility of having either a full-time or part-time social secretary or social committee within each Parish, to harness and maintain the vital link that exists between the Parish Halls/Public Hall and those in need within a Parish so that the parochial knowledge that existed under the previous welfare system is not lost forever?”

4. The Chief Minister will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour -

“Would the Minister describe the role of the Migration Advisory Panel in the granting of permissions to 1 (1)(k) residents to reside in the Island?”

5. The Minister for Education, Sport and Culture will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour -

“Given the under utilisation of the Greenfields facility, would the Minister agree to the sharing of the playing field with the adjacent housing estate?”

6. The Minister for Planning and Environment will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour -

“Following the approval of the Rural Economy Strategy on 19th July 2005, when the then Environment

and Public Services Committee was requested to consider the possibility of ‘enabling development’ and to bring forward for debate appropriate recommended changes to the Island Plan, would the Minister state whether such changes will be brought forward for debate by the Assembly and explain the basis for recent decisions?”

7. The Minister for Treasury and Resources will table an answer to the following question asked by the Deputy of St. Martin -

“Will the Minister inform members which, if any, Convention rights are potentially affected by the draft Howard Davis Farm (Abrogation of Covenant) Law 200- and the reasons for his view that the provisions of that Law are compatible with Convention rights?”

8. The Minister for Home Affairs will table an answer to the following question asked by the Deputy of St. Martin -

“Will the Minister inform members which, if any, Convention rights are potentially affected by the draft Customs and Excise (Amendment No 6) (Jersey) Law 200- and the reasons for her view that the provisions of that Law are compatible with Convention rights?”

9. The Minister for Health and Social Services will table an answer to the following question asked by the Deputy of St. Martin -

“Will the Minister inform members which, if any, Convention rights are potentially affected by the draft Mental Health (Amendment) No 2 Law 200- and the reasons for his view that the provisions of that Law are compatible with Convention rights?”

10. The Minister for Economic Development will table an answer to the following question asked by the Deputy of St. Martin -

“Will the Minister inform members which, if any, Convention rights are potentially affected by the draft Shipping (Amendment No 2.) (Jersey) Law 200- and the reasons for his view that the provisions of that Law are compatible with Convention rights?”

11. The Minister for Economic Development will table an answer to the following question asked by the Deputy of St. Martin -

“Will the Minister inform members which, if any, Convention rights are potentially affected by the draft Companies (Takeovers and Merger Panel) (Jersey) Law 200- and the reasons for his view that the provisions of that Law are compatible with Convention rights?”

12. The Minister for Economic Development will table an answer to the following question asked by the Deputy of St. Martin -

“Will the Minister inform members which, if any, Convention rights are potentially affected by the draft Limited Partnerships (Amendment) (Jersey) Law 200- and the reasons for his view that the provisions of that Law are compatible with Convention rights?”

13. The Minister for Planning and Environment will table an answer to the following question asked by the Deputy of St. Martin -

“Will the Minister inform members which, if any, Convention rights are potentially affected by the draft Water (Amendment No 3) (Jersey) Law 200- and the reasons for his view that the provisions of that Law are compatible with Convention rights?”

14. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement regarding fume extraction at Liberation Station.

“Would the Minister advise of the capital cost and annual maintenance of fume extraction from the new bus station?”

15. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement -

“With regard to the proposed sunken road at the Esplanade Quarter, would the Minister advise whether the annual maintenance and running cost of the fume extraction equipment is budgeted for within the suggested £500,000 annual spend, and would he further advise whether the fumes will be filtered before release into the atmosphere and, if so, the annual cost of so doing?

Would the Minister further advise precisely where, and what height, the fumes will be released?”

16. The Minister for Economic Development will table an answer to the following question asked by Deputy A. Breckon of St. Saviour -

“Would the Minister give details of the arrangements for the website for Jersey Tourism, including:

- (a) whether a tendering process took place and if so, how, where and when it was advertised;
- (b) whether a Service Level Agreement exists with the existing operator;
- (c) for what periods, if any, the website has been inaccessible to the public and when;
- (d) whether any compensation or reduction in payment has been or is being negotiated?”

17. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy A. Breckon of St. Saviour -

“In the 2007 Financial Report and Accounts (Creditors falling due within one year), Income Tax receipts in advance show £13,369,000 in 2006 and £22,847,000 in 2007 – could the Minister explain the reason for this increase of over £9 million?”

18. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Would the Minister provide members with updated figures for the number of, and the tax raised from 1 (1)(k) residents?”

19. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Following the Minister’s response to question number 3981 of 1st July 2008, when he stated that the average sum allocated to compensate those on Income Support (IS) for GST would be £318 per annum, will he now advise how this figure has been derived, given that a first-order estimate of this sum (total GST payment £1.75 million/number of IS households 8,079) would be £217?”

20. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“In answers given to members on 1st July 2008, the Minister advised that the yearly GST bill paid by the average household will be £626, but as this would only yield approximately £23 million if multiplied by the 37,500 households in Jersey, will he explain to members how he expects to reach the GST revenue target of £37 million excluding the finance sector?”

21. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Will the Minister inform members how much GST the average household will be saved as a result of the exemption on medical supplies and services?”

22. The Minister for Social Security will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Will the Minister agree to release the raw anonymised data to the Income Support scrutiny panel to enable further analysis to be undertaken to assess the impact of Income Support on the delivery of benefits to recipients, particularly in terms of After Housing Costs disposable incomes?”

23. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Does the Chief Minister consider it to be a discriminatory condition of employment that a “politically eligible” States employee could be permitted to campaign for a candidate other than himself using normal holiday entitlement but is not able to do so under the same conditions if standing for election himself and, if so, will he seek to get this rule changed to better deliver the spirit in which the eligibility rules were recently liberalised?”

24. The Minister for Planning and Environment will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Will the Minister inform members what number of (under 55) one-bed flats are under construction or have planning permission for 2008 and 2009, given that this was an area identified as over-supplied in the most recent Housing Needs Survey?”

25. The Minister for Education, Sport and Culture will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Will the Minister inform members what comparative figures he has to show student performance in Jersey and UK benchmark authorities in terms of:

Grades A – C in 5 or more GCSEs excluding English and Maths
Grades A – C in 5 or more GCSEs including English and Maths?”

26. The Minister for Economic Development will table an answer to the following question asked by Deputy A. Breckon of St. Saviour -

“Is the Minister aware that P.22/2005 relating to the relocation and lease of the new Tourism Office states that the “relocation of Jersey Tourism into the new offices to be carried out at nil expense to the Public” and, if so, would he give details of how the ‘one off costs of £325,000’ were incurred as outlined on page 8 of the ‘Financial Report and Accounts for 2007’?”

ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

	First 15 minute period Minister	Second 15 minute period Minister
9th September	Treasury and Resources	Economic Development
16th September	Home Affairs	Chief Minister
21st October	Health and Social Services	Transport & Technical Services
2nd December	Housing	Chief Minister